

March 11, 1986

resolution passed honoring the Challenger crew. That is all that I have, Mr. President.

SPEAKER NICHOL: (Gavel.) If I could have your attention a moment please, I must have your attention. We have with us our new member this morning. I am sure you are all glad to meet Senator Jim McFarland over on the south side, but unlike some of us, he has a little problem before he gets started, and that is we have communication from Mr. Allen Beermann, our Secretary of State, and he advises us that a taxpayer has objected to his being seated in the Legislature so we will have the Credentials Committee meet immediately under the south balcony chaired by Senator Shirley Marsh, Dave Landis is on the committee, Cal Carsten, Gary Hannibal, and Dennis Baack. Is Gary Hannibal, Senator Hannibal here? If not, we will put Senator Conway on that credentials committee, and if you would meet over under the south balcony immediately, the Clerk will discuss the few details that you must consider immediately. We will be in recess approximately 5 minutes, and at the end of that time, the Credentials Committee will be back with their recommendations I hope and we will handle this little matter so that we can properly seat Senator Jim McFarland.

EASE

SPEAKER NICHOL: If I could have your attention a minute, we are ready to attempt to resolve the little problem this morning. Senator Shirley Marsh, Chairman, would you like to report on the reports of your committee.

SENATOR MARSH: Mr. Speaker and members of the Legislature, on March 5, 1986, Governor Kerrey appointed James D. McFarland to the Nebraska Unicameral Legislature, District 28, replacing Chris Beutler who had resigned. Pursuant to that appointment, Mr. Paul Rosberg, on March 7, objected to and contested the appointment by Governor Kerrey of Mr. McFarland as a state senator. Mr. McFarland took the oath of office and was sworn in on March 7. Pursuant to the objections, as filed by Mr. Rosberg with the Secretary of State's Office, the Credentials Committee has met and made the following findings: That nowhere in the Nebraska statutes or Constitution of the State of Nebraska can there be found any prohibition of an attorney being appointed to public office. Second, furthermore, it is found that Mr. McFarland meets all the constitutional and statutory